

U.S. Patent Application Serial No. 09/980,329
Applicant: Talish, et al.
Amendment and Response
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REMARKS

This is a full and timely response to the non-final Office Action mailed October 26, 2006. The Office Action objected to claims 1-9, allowed claims 20-22, and rejected claims 11-19 and 23-24. After entry of the present amendment and remarks, claims 1-9 and 20-22 remain pending in the application. Claims 1 and 9 have been amended to address the objections of the Examiner, and claims 11-19 and 23-24 have been cancelled. Consideration of the enclosed amendments and remarks is requested.

I. OBJECTION TO CLAIMS 1-9, 11-19, AND 23-24

The Office Action objected to claims 1-9, 11-19 and 23-24. Claims 1 and 9 have been amended to address the Examiner's rejections. The Office Action stated:

[c]laims 1-9, 11-19, and 23-24 are objected to because of the following informalities: In claim 1, line 8 [as submitted in the prior response], "the ultrasonic source" lacks antecedent basis. In claim 9, it is unclear as to how the capsule set forth differs from the capsule set forth in claim 1. It does not appear that, as disclosed, more than one capsule is used.

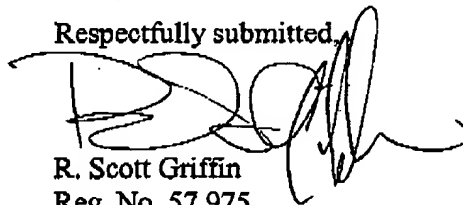
The Applicants have amended claim 1 to correct the perceived antecedent basis problem. Claim 9 has been amended to clarify that the capsule specified in claim 9 is also the capsule specified in claim 1. Therefore, the Applicants respectfully submit that the above amendments overcome the objections stated in the Office Action, that the claims are now in condition for allowance, and request that the objections be removed and the claims allowed.

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CONCLUSION

Claims 1-9 remain pending and have been amended to address the objections raised by the Examiner, and, it is respectfully submitted, are now in condition for allowance. The Examiner is invited and encouraged to contact the undersigned attorney of record at (404) 745-2434 if such contact will facilitate a Notice of Allowance. If any additional fees are due, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, to Deposit Account No. 11-0855.

Respectfully submitted,



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